

FILED
JANET MURPHY
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U.S. DISTRICT COURT
WESTERN DIVISION
DAYTON

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION
AT DAYTON

TYLER MOUNTAIN WATER COMPANY, INC.

CASE NO. C-3-96-108
(Judge Walter H. Rice)

Plaintiff,

vs.

COOL BEVERAGES, INC., ET AL.

AGREED ENTRY OF
DISMISSAL WITH PREJUDICE

Defendants.

Now come the parties, by and through their undersigned counsel, and stipulate and agree that all matters at issue in within litigation have been settled, resolved, or compromised, and that the Plaintiff's Complaint shall be, and hereby is, dismissed with prejudice.

SO ORDERED.

Walter H. Rice

Judge Walter H. Rice

Respectfully submitted;

[Signature]

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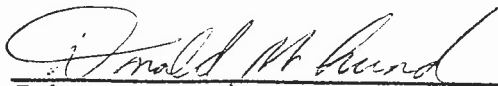
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